

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Harville et al.)
Examiner: Alam, Uzma
Serial No.: 10/698,685)
Art Unit: 2457
Filing Date: October 30, 2003)
Conf. No: 3564
For: METHOD AND SYSTEM FOR)
MANAGING A STREAMING)
MEDIA SERVICE)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXAMINER INTERVIEW SUMMARY

On or about August 21, 2009, Examiner Alam and the Applicants' representative, Matthew J. Blecher (registration no. 46,558), participated in a telephonic Examiner Interview to clarify issues presented in the Notice of Allowance.

First, the Applicants' representative informed Examiner Alam that the Title of the Invention as indicated on the Notice of Allowance mailed on June 8, 2009, did not reflect Title as amended in the Preliminary Amendment submitted on March 18, 2004, but rather used the Title as filed.

Second, the Applicants' representative informed Examiner Alam of inconsistencies in the review of Applicants' Information Disclosure Statement submitted on January 30, 2004, and

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received in the USPTO on February 5, 2004. Specifically, the Examiner reviewed the IDS submitted on January 30, 2004 twice. First, the IDS was reviewed on June 5, 2006, in which Examiner Alam indicated that every reference submitted was reviewed. However, on May 27, 2009, Examiner Alam also reviewed the same IDS and indicated that some references had not been considered.

Examiner Alam informed the Applicants' representative that she would review the above-mentioned issues regarding the Title and the review of the IDS submitted on January 30, 2004.

On or about September 3, 2009, Applicants' representative and Examiner Alam participated in a follow-up Examiner interview. Examiner Alam informed the Applicants' representative that a Supplemental Notice of Allowance had been mailed that included the correct Title reflecting the Preliminary Amendment submitted on March 18, 2004, and included a proper indication that all reference in the IDS submitted on January 30, 2004, had been considered. The Applicants' representative informed Examiner Alam that a review of Public PAIR did not include any Supplemental Notice of Allowance and that the Applicants would submit the issue fee identified in the Notice of Allowance mailed on June 8, 2009, if the Supplemental Notice of Allowance was not received, so as to avoid abandonment of the instant Application.

CONCLUSION

Applicants note that as of September 8, 2009, Applicants have not received the Supplemental Notice of Allowance and that Public PAIR does not indicate that the file includes a Supplemental Notice of Allowance. Accordingly, the Applicants note that the issue fee due September 8, 2009, has been submitted.

Respectfully submitted,

WAGNER BLECHER LLP

Dated: September 8, 2009

/John P. Wagner, Jr./

John P. Wagner, Jr.
Registration No.: 35,398

WAGNER BLECHER LLP
Westridge Business Park
123 Westridge Drive
Watsonville, CA 95076

Phone: (408) 377-0500
Facsimile: (831) 722-2350